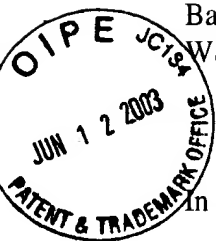


3763

## PATENT



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re U.S. Patent Application of: BUI, et al.,

Application No. 09/248,057

Examiner: Jeremy Thissell

Filed: February 10, 1999

Group Art Unit: 3763

For: MEDICAL APPARATUS USING  
SELECTIVE GRAPHICAL INTERFACE

**AMENDMENT TRANSMITTAL**

MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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X Transmitted herewith is an Amendment in the above-identified Application.

X No additional fee is required, as shown below:

					Small Entity			Other Than Small Entity	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra		Rate	Additional Fee		Rate	Additional Fee
Total	25	- 36	= 0		x \$ 9	-0-		x \$ 18	-0-
Independent	6	- 6	= 0		x \$ 42	-0-		x \$ 84	-0-
First Presentation of Multiple Dependent Claims					x \$140	-0-		x \$280	-0-
TOTAL ADDITIONAL FEE									\$-0-

Amendment Transmittal  
U.S. Application No. 09/248,057

Page 2

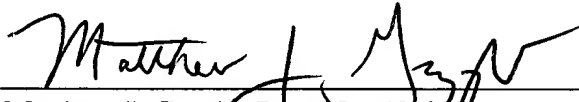
The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

X Any filing fees under 37 C.F.R. 1.16 for the presentation of extra Claims.

X Any patent application processing fees under 37 C.F.R. 1.17.

Respectfully submitted,

Date: June 12, 2003

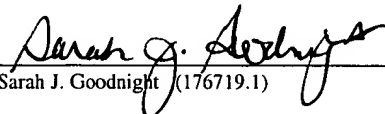
By:   
Matthew J. Gryzlo, Reg. No. 43,648  
WALLENSTEIN & WAGNER, LTD.  
311 S. Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6622  
312.554.3300

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Date of Deposit: June 12, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

  
Sarah J. Goodnight (176719.1)

Baxter Docket No. EIP-5568  
W&W Docket No. 1417G P 390



PATENT

6-23-B  
#25/leg  
for  
W&W

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re U.S. Patent Application of: BUI, et al., )  
Application No. 09/248,057 ) Examiner: Jeremy Thissell  
Filed: February 10, 1999 ) Group Art Unit: 3763  
For: "MEDICAL APPARATUS USING )  
SELECTIVE GRAPHICAL INTERFACE" )

**REPLY TO MARCH 14, 2003 OFFICE ACTION**

MAIL STOP NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Dear Sir:

In response to the Office Action mailed March 14, 2003, Applicants submit the following remarks. In the Office Action, a shortened statutory period to respond was set for three (3) months from the date of mailing, making this Reply due June 14, 2003. Therefore, this Reply is considered timely filed. Reconsideration of the referenced application, including all pending claims, is respectfully requested in light of the remarks set forth below.

**REMARKS**

Claims 1, 3, 8-13, 18-21, 24 and 26-37 are pending in the present application. Claims 1, 8-11, 12, 18-21, 24, 26, 29, 30 and 33-36 have been rejected under 35 U.S.C. §102(e) as being anticipated by, or in the alternative, under 35 U.S.C. §103(a) as being obvious over U.S. Patent No. 6,024,089 to Wallace et al. ("Wallace") in view of U.S. Patent No. 4,639,881 to Zingher ("Zingher"). Claims 3, 13, 27, 28, 31 and 32 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Wallace and Zingher in view of U.S. Pat. No. 5,885,245 to Lynch et al. ("Lynch"). Applicants respectfully traverse these rejections.